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# CORRECTION OF AMENDMENT AND REVIVOR TO OIL AND GAS LEASE

State:

**Texas** 

County:

Lessors:

Patricia A. Edwards, formerly Patricia A. Boy, formerly Patricia Ann Pinksa, a married woman dealing as her sole and separate

7632 Nine Mile Bridge Road Fort Worth, Texas 76135

Lessee:

XTO Energy Inc.

Effective Date:

May 11, 2006

On May 11, 2006, Lessors, named above, executed and delivered to XTO Resources I, L.P., (now owned by XTO Energy Inc.) Lessee, recorded as a Memorandum of Oil and Gas Lease (the "Lease"), recorded in Document No. 206160676 of the Deed Records, Tarrant County, Texas, and on May 13, 2008 Amendment and Revivior to Oil and Gas Lease (the "Amendment"), recorded in Document No. D208178190, Deed Records, Tarrant County, Texas. The Lease and Amendment cover the following lands (the "Lands"):

Tract 1: 15.5 acres, more or less, being a certain lot, tract or parcel of land located in the Jacob Wilcox Survey, A-1724, also described as being all of Tract 1A of Horse Shoe Hills Subdivision, according to the plat thereof recorded in Volume 388-36, Page 80, of the plat records of Tarrant County, Texas and being the same lands described in "Warranty Deed", dated September 11, 1964, from Henry D. Adkin, Jr. and Robert G. Vail, to Bernard Frank Pinksa, recorded in Volume 3975, Page 443 of the Tarrant County, Texas Records. SAVE AND EXCEPT 0.493 acres of land, more or less, and being more fully described in a deed dated December 14, 1964, by and between Bernard Frank Pinksa and Patricia Ann Pinska to Henry D. Akin, Jr. and Robert G, Vail and recorded in Volume 4016, Page 541 of the Deed Records of Tarrant County, Texas, containing a net of 15.007 acres.

Tract 2: 15.5 acres, more or less, being a certain lot, tract or parcel of land located in the Jacob Wilcox Survey, A-1724, also described as being all of Tract 2 of Horse Shoe Hills Subdivision, according to the plat thereof recorded in Volume 388-36, Page 80, of the plat records of Tarrant County, Texas and being the same land described in "Warranty Deed", dated December 8, 1981, from Henry D. Adkin, Jr. and Robert G. Vail, to Patricia Boy, formerly know as Patricia Ann Pinksa, recorded in Volume 7237, Page 2400 of the Tarrant County, Texas Records.

Lessor and Lessee acknowledge that the effective date of March 11, 2006 shown on the Amendment is incorrect and should have read May, 11, 2006 as shown herein.

For adequate consideration, Lessor and Lessee recognize, acknowledge, and affirm the validity and effectiveness of the Lease and Amendment, notwithstanding its prior termination, and Lessor leases and amends, lets, and demises the Lands to Lessee as of the Effective Date on the same terms and provisions as set forth in the Lease.

NOW THEREFORE, in consideration of the payment of Ten Dollars (\$10.00) and other good and valuable consideration, the parties hereto agree to the following:

That the primary term stipulated in paragraph 2 of said lease is hereby changed from two (2) years to two (2) years and one(1) month from the date of said lease and,

If the amendment(s), set out above, varies from a provision(s) or term(s) already existing in the Lease and Amendment, the amending provision(s) specifically supersedes the provision(s) or term(s) originally contained in the Leases.

For adequate consideration, Lessors grant, lease and let to Lessee the Lands for the term provided in the Leases, as amended and revived.

This Amendment and Revivor may be executed in multiple counterparts. When executed, counterpart shall be binding on the party signing it, regardless of whether all Lessors execute this Amendment.

This Amendment and Revivor is signed by Lessors and Lessee as of the date of the acknowledgment of their respective signatures, but is effective for all purposes as of the Effective Date stated above.

### Lessor:

BY: Patricia A. Edwards, formerly Patricia A. Boy, formerly and Patricia Ann Pinksa, a married woman dealing as her sole and separate property Patricia A. Edwards

#### STATE OF TEXAS

### COUNTY OF TARRANT

This instrument was acknowledged before me on the <u>20</u> day of June, 2008, by Patricia A. Edwards, formerly Patricia A. Boy, formerly and Patricia Ann Pinksa, a married woman dealing as her sole and separate property.

TRAVIS LAMAR WHEAT
Notary Public, State of Texas
My Commission Expires
August 31, 2011

Notary Public